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IN THE UNITED STATES DISTRICT COURT STATE OF MONTANA BILLINGS, DIVISION

JAMES MULCAHY,

Cause No.: CV-10-00021-BLG-RFC

Plaintiff,

VS.

ORDER TO DISMISS, WITH **PREJUDICE**

NABORS WELL SERVICES CO.,

Defendant.

Upon Stipulation for Dismissal entered into by Plaintiff-Appellee and Defendant-Appellant and good cause appearing therefore;

IT IS HEREBY ORDERED that the above matter is dismissed with prejudice, as fully settled on the merits, with each party to pay their own costs and attorneys fees.

day of December 2010.

Mark Kovacich c: Steven J. Lehman John M. Walker